

Town of Milton

*115 Federal Street
Milton, DE 19968*



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Milton Town Council Meeting
Monday, December 2, 2019

1. Call to Order
2. Roll Call
 - Mayor Kanakos
 - Vice Mayor Kelly
 - Councilman Cote'
 - Councilman Garde
 - Councilman Baty
 - Councilman West
3. Additions or Corrections to the Agenda
4. Agenda Approval
5. Executive Session:
 - a. Discussion of the content of documents, excluded from the definition of "public record" in § 10002 of this title where such discussion would disclose the contents of such documents
 - b. Strategy sessions, involving legal advice or opinion from an attorney-at-law, with respect to collective bargaining or pending or potential litigation, when an open meeting would have an adverse effect on the bargaining or litigation position of the public body
 - c. Personnel matters in which the names and abilities of an individual employees are discussed
6. Discussion and possible vote on Executive Session items
 - None

Motion by Councilman West to come out of Executive Session and into Regular Session. Second by Councilman Garde. All in favor.
7. Moment of Silence

8. Pledge of Allegiance to the Flag

9. Presentation on “Lights-On” program – no presentation

10. Public Participation

None

11. Requests for removal of items from the Consent Agenda

Motion by Councilman West to remove minutes of Oct 7, 2019 and approve the rest of the Consent Agenda. It was noted that Council does not need to approve department reports as listed in b, c, d and e. Therefore, Councilman Garde made a motion to accept Historical Society Report of 10/8/19, Planning & Zoning Report of 6/18/19, Board of Adjustment Report of 10/29/19 and Sustainability Report of 10/22/19 and approve the balance of the Consent Agenda. Councilman West seconded the motion with the exception of the minutes of 10/7/19. All in favor. Motion passed unanimously.

12. Approval of the Consent Agenda on the following items:

- a. Written Committee Reports
- b. Written Department Reports: Administrative, Code Enforcement, Police, Project Coordinator, and Public Works
- c. Finance Report, and Statement of Revenues and Expenditures
- d. Minutes: October 7, 2019
- e. Executive Session Minutes: November 4, 2019

13. Discussion and possible vote on items removed from the Consent Agenda

Councilman West made a motion to approve the minutes of 10/7/2019 after changing Hazzard Street to Hazzard Lane in #9 under Public Hearing Streets, Sidewalks and Parks Committee. Councilman Garde seconded the motion. All in favor. Motion passed unanimously.

14. Old Business – Discussion and possible vote on the following items:

- a. Final Land Acquisition, 614 Federal Street, for purposes of future water infrastructure
Town Manager, Kristy Rogers, presented a slide “Planning Stage”. She explained that it has been approx. 5 years to find the best locations to expand the system for potable wells, treatment facility and water tower for town-wide pressure and water quality to result in a better service throughout the town. An aerial view was presented.

Second slide, Future Water Infrastructure, displayed the back of the property as the ideal location. The purchase price is \$425,000. Fund Realty Transfer Tax Allowable Resource per State Code Title 22, Chapter 16.

No questions or comments received.

- b. Approval of Land Lease Agreement for Cellular Tower with Cellco Partnership, d/b/a/ Verizon Wireless.

Councilman Garde made a motion to approve the land lease agreement with Cellco Partnership. Second by Councilman West. All in favor. Motion passed unanimously.

15. New Business – Discussion and possible vote on the following items:

- a. Appointment to the Streets, Sidewalks, and Parks Committee
Councilman West motion to appoint Kelly Pettyjohn to Streets, Sidewalks and Parks Committee. Councilman Garde seconded the motion. All in favor. Motion passed unanimously
- b. Resolution to establish and appoint members to the Special Review Committee
Motion by Councilman Garde to approve Resolution 2019-18 to appoint members to the Special Review Committee in compliance with charter. Second by Councilman West. Mayor Kanakos dropped out of the Committee and his position will now be taken by Councilman Cote'. Councilman Garde revised his motion to include removing Mayor Kanakos and adding Councilman Cote'. Roll call vote. Councilman Baty, yes. Councilman West, yes. Councilman Cote', abstain, Vice Mayor Kelly, yes and Mayor Kanakos, yes. Motion approve 5 yes, 1 abstain. Motion passed unanimously
- c. Resolution to refer to the Special Review Committee the annexation application from
Milton Attainable Housing LLC for parcels 235-14.00-123.00 (24716 Broadkill Road),
235-14.00-123.01 (24700 Broadkill Road), 235-14.16-1.00, 235-14.16-2.00, 235-14.16-3.00, 235-14.16-4.00. These six parcels total 26.45 acres located on the southwest corner of Broadkill Road and Country Road.
Resolution 2019-018 assigned the application from Milton Attainable Housing LLC to the Special Review Committee to investigate the possibility of annexation and report back to the Mayor and Town Council in no more than 120 days.

Councilman Garde explained the details of the application to the residents. The intention is to install affordable housing in the parcels to be annexed. Motion by Councilman Garde to rename Resolution to 2019-019 not 2019-18. Councilman West second. Roll call vote. Councilman Baty, yes. Councilman West, yes. Councilman Cote', yes, Vice Mayor Kelly, yes. Mayor Kanakos, yes. Motion passed unanimously.

- d. Request from i3a Consulting Engineers, on behalf of the Milton Fire Department, for closure of Strawberry Alley during installation of conduit
Construction Manager Ed the need to close Strawberry Alley to install a series of pipes to new generator.

Councilman West made a motion to allow the closure of Strawberry Alley as requested. Second by Councilman Garde. Discussion. How long it would be closed? From December 9 – December 16. All in favor. Motion passed unanimously.

15. Adjournment: 6:52 PM
Motion to adjourn by Councilman West and second by Councilman Garde. All in favor. Motion passed unanimously.

Motion by Councilman West to go back into Executive Session.